

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Senate Bill 254 be amended to read as follows:

- 1 Page 3, between lines 2 and 3, begin a new paragraph and insert:
- 2 "SECTION 2. IC 8-22-3.5-9, AS AMENDED BY P.L.124-2006,
- 3 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2007]: Sec. 9. (a) As used in this section, "base assessed
- 5 value" means:
- 6 (1) the net assessed value of all the tangible property as finally
- 7 determined for the assessment date immediately preceding the
- 8 effective date of the allocation provision of the commission's
- 9 resolution adopted under section 5 or 9.5 of this chapter,
- 10 notwithstanding the date of the final action taken under section 6
- 11 of this chapter; plus
- 12 (2) to the extent it is not included in subdivision (1), the net
- 13 assessed value of property that is assessed as residential property
- 14 under the rules of the department of local government finance, as
- 15 finally determined for any assessment date after the effective date
- 16 of the allocation provision.
- 17 However, subdivision (2) applies only to an airport development zone
- 18 established after June 30, 1997, and the portion of an airport
- 19 development zone established before June 30, 1997, that is added to an
- 20 existing airport development zone.
- 21 (b) A resolution adopted under section 5 of this chapter and
- 22 confirmed under section 6 of this chapter must include a provision with
- 23 respect to the allocation and distribution of property taxes for the
- 24 purposes and in the manner provided in this section.

(c) The allocation provision must:

- (1) apply to the entire airport development zone; and
- (2) require that any property tax on taxable tangible property subsequently levied by or for the benefit of any public body entitled to a distribution of property taxes in the airport development zone be allocated and distributed as provided in subsections (d) and (e).

(d) Except as otherwise provided in this section, the proceeds of the taxes attributable to the lesser of:

- (1) the assessed value of the tangible property for the assessment date with respect to which the allocation and distribution is made;
- or
- (2) the base assessed value;

shall be allocated and, when collected, paid into the funds of the respective taxing units.

(e) All of the property tax proceeds in excess of those described in subsection (d) shall be allocated to the eligible entity for the airport development zone and, when collected, paid into special funds as follows:

(1) The commission may determine that a portion of tax proceeds shall be allocated to a training grant fund to be expended by the commission without appropriation solely for the purpose of reimbursing training expenses incurred by public or private entities in the training of employees for the qualified airport development project.

(2) The commission may determine that a portion of tax proceeds shall be allocated to a debt service fund and dedicated to the payment of principal and interest on revenue bonds of the airport authority for a qualified airport development project, to the payment of leases for a qualified airport development project, or to the payment of principal and interest on bonds issued by an eligible entity to pay for qualified airport development projects in the airport development zone or serving the airport development zone.

**(3) The tax proceeds shall be allocated to a project fund and used to pay expenses incurred by the commission for a qualified airport development project that is in the airport development zone or is serving the airport development zone.**

~~(3)~~ (4) Except as provided in subsection (f), all remaining tax proceeds after allocations are made under subdivisions (1), ~~and~~ (2), **and (3)** shall be allocated to a project fund and dedicated to the reimbursement of expenditures made by the commission for a qualified airport development project that is in the airport development zone or is serving the airport development zone.

(f) If the tax proceeds allocated to the project fund in subsection (e)(3) exceed the amount necessary to satisfy amounts required under

1 subsection (e), the excess in the project fund over that amount shall be  
 2 paid to the respective taxing units in the manner prescribed by  
 3 subsection (d).

4 (g) When money in the debt service fund and in the project fund is  
 5 sufficient to pay all outstanding principal and interest (to the earliest  
 6 date on which the obligations can be redeemed) on revenue bonds  
 7 issued by the airport authority for the financing of qualified airport  
 8 development projects, all lease rentals payable on leases of qualified  
 9 airport development projects, and all costs and expenditures associated  
 10 with all qualified airport development projects, money in the debt  
 11 service fund and in the project fund in excess of those amounts shall be  
 12 paid to the respective taxing units in the manner prescribed by  
 13 subsection (d).

14 (h) Property tax proceeds allocable to the debt service fund under  
 15 subsection (e)(2) must, subject to subsection (g), be irrevocably  
 16 pledged by the eligible entity for the purpose set forth in subsection  
 17 (e)(2).

18 (i) Notwithstanding any other law, each assessor shall, upon petition  
 19 of the commission, reassess the taxable tangible property situated upon  
 20 or in, or added to, the airport development zone effective on the next  
 21 assessment date after the petition.

22 (j) Notwithstanding any other law, the assessed value of all taxable  
 23 tangible property in the airport development zone, for purposes of tax  
 24 limitation, property tax replacement, and formulation of the budget, tax  
 25 rate, and tax levy for each political subdivision in which the property  
 26 is located is the lesser of:

- 27 (1) the assessed value of the tangible property as valued without
- 28 regard to this section; or
- 29 (2) the base assessed value."

30 Renumber all SECTIONS consecutively.

(Reference is to ESB 254 as printed March 16, 2007.)

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Representative Brown C